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8 WELLS FARGO BANK, N.A.

9 UNITED STATES DISTRICT COURT

10 NORTHERN DISTRICT OF CALIFORNIA — SAN FRANCISCO DIVISION

11 SARAH MONTGOMERY,

12 Plaintiff,

13 vs.

14 WELLS FARGO BANK, NATIONAL
ASSOCIATION an FDIC insured corporation
15 and does 1 through 100, inclusive,

16 Defendant.

Case No. 3:12-cv-03938-MEJ

**[PROPOSED] ORDER CLOSING CASE
AS DUPLICATIVE AND GRANTING
REFUND OF CIVIL FILING FEE**

[Filed concurrently with Request to Close Case
as Duplicative]

Judge: Hon. Maria-Elena James

Action Filed: July 26, 2012

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18 In light of the fact that this case was opened erroneously – as a result of the opening papers
19 removing to federal court the case entitled *Montgomery v. Wells Fargo Bank National Association*
20 *et al.*, Alameda County Superior Court Case Number HG12637438 being filed twice – the Court
21 grants Wells Fargo's request to (1) close as duplicative U.S. District Court, Northern District of
22 California, San Francisco Division, case number 3:12-cv-03938-MEJ and (2) refund the associated
23 filing fees to Wells Fargo.

24 IT IS SO ORDERED.

25 DATED: August 2, 2012

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HON. MAGISTRATE MARIA-ELENA JAMES
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